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Attorneys for Defendant  
COINBASE GLOBAL, INC.

**UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

NANOLABS, INC., a Delaware corporation,  
  
Plaintiff,  
  
v.  
  
COINBASE GLOBAL, INC., a Delaware  
corporation  
  
Defendant.

Case No. 3:23-cv-844

**DECLARATION OF KRISTINA  
FERNANDEZ MABRIE IN SUPPORT OF  
DEFENDANT'S ADMINISTRATIVE  
MOTION TO ENLARGE TIME TO  
RESPOND TO THE COMPLAINT**

Complaint Filed: February 24, 2023

1 I, Kristina Fernandez Mabrie, declare as follows:

2 1. I am an attorney licensed to practice before this Court and an associate of DLA Piper  
3 LLP (US), counsel for Defendant Coinbase Global, Inc. (“Coinbase”). I submit this declaration in  
4 support of Defendant’s Administrative Motion to Enlarge Defendant’s Time to Respond to the  
5 Complaint. The statements in this declaration are based on my personal knowledge and, if called to  
6 do so, I would competently testify as to these statements.

7 2. Attached as **Exhibit A** is a true and correct copy of email correspondence between  
8 Plaintiff’s counsel and Defendant’s counsel regarding Plaintiff’s filing of the Complaint and its  
9 request for Defendant to waive service. As part of the email exchange, on February 27, 2023, my  
10 colleague, Gina Durham, agreed to waive service and requested the waiver form from Plaintiff’s  
11 counsel. Plaintiff’s counsel responded that they would “send the waiver shortly.”

12 3. Plaintiff’s counsel never sent the waiver form discussed in Exhibit A.

13 4. Defendant agreed to waive service, in part so that it would have sufficient time to  
14 investigate Plaintiff’s claims.

15 5. On April 1, my colleague Gina Durham had a call with Plaintiff’s counsel to discuss  
16 the litigation and potential mediation. During this call, Plaintiff’s counsel threatened to back out of  
17 the parties’ agreement to waive service if Coinbase did not agree to mediate prior to launching into  
18 the litigation. Given the status of informal settlement discussions, Coinbase declined Plaintiff’s  
19 demand for the early mediation on April 9, 2023 but confirmed that it was still willing to waive  
20 service. Plaintiff served Coinbase’s registered agent on April 20, 2023.

21 6. On May 10, 2023, the parties had their Rule 26(f) conference. At this time, Defendant  
22 asked for a seven (7) day extension to file its answer to provide additional time to investigate the  
23 claims. Plaintiff refused to accommodate this request but provided no rationale for why it would not  
24 do so.

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1 I declare under penalty of perjury under the laws of the United States of America that the  
2 foregoing is true and correct.

3 This declaration was executed on the 11th day of May 2023 at Los Angeles, California.

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5 /s/ Kristina Fernandez Mabrie

6 KRISTINA FERNANDEZ MABRIE  
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